

1 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP
A Limited Liability Partnership
2 Including Professional Corporations
TRACEY A. KENNEDY, Cal. Bar No. 150782
3 333 South Hope Street, 43rd Floor
Los Angeles, California 90071-1422
4 Telephone: 213-620-1780
Facsimile: 213-620-1398
5 tkennedy@sheppardmullin.com

6 PATRICIA M. JENG, Cal. Bar No. 272262
REANNE SWAFFORD-HARRIS, Cal. Bar No. 305558
7 Four Embarcadero Center, 17th Floor
San Francisco, California 94111-4109
8 Telephone: 415.434.9100
Facsimile: 415.434.3947
9 E mail pjeng@sheppardmullin.com
rswafford-harris@sheppardmullin.com

10 Attorneys for Defendants,
11 TESLA, INC. DBA TESLA MOTORS, INC.

12
13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA

15 DEMETRIC DI-AZ, OWEN DIAZ AND
LAMAR PATTERSON

16 Plaintiffs,

17 v.

18 TESLA, INC. DBA TESLA MOTORS,
19 INC., CITISTAFF SOLUTIONS, INC.;
WEST VALLEY STAFFING GROUP;
20 CHARTWELL STAFFING SERVICES,
INC.; NEXTSOURCE, INC.; and
21 DOES 1-10, inclusive

22 Defendants.

Case No. 17-cv-06748-WHO

**[PROPOSED] ORDER GRANTING
DEFENDANT TESLA INC.'S
ADMINISTRATIVE MOTION TO FILE
DOCUMENTS UNDER SEAL IN SUPPORT
OF DEFENDANT'S REPLY TO PLAINTIFFS'
MEMORANDUM OF POINTS AND
AUTHORITIES IN OPPOSITION TO TESLA,
INC.'S MOTION FOR PARTIAL SUMMARY
JUDGMENT AS TO CLAIMS FOR UNRUH
CIVIL RIGHTS ACT AND PUNITIVE
DAMAGES**

Date: December 17, 2019
Time: 9:30 a.m.
Courtroom: 2, 17th Floor
Judge: Hon. William H. Orrick

Trial date: March 2, 2020
Complaint filed: October 16, 2017

*[Filed concurrently with Defendant's
Administrative Motion to File Documents Under
Seal and Declaration of Patricia M. Jeng in
Support of Defendant's Motion]*

PROPOSED ORDER

Pursuant to Local Rules 7-11 and 79-5, as well as this Court's Standing Order regarding administrative motions to seal, Defendant Tesla, Inc., dba Tesla Motors, Inc., has filed an Administrative Motion to File Documents Under Seal in Support of Tesla's Reply to Plaintiffs' Memorandum of Points and Authorities in Opposition to Tesla, Inc.'s Motion for Partial Summary Judgment as to the Claims for Unruh Civil Rights Act and Punitive Damages. Having considered the Administrative Motion and the supporting Declaration of Patricia M. Jeng in support thereof, the pleadings on file, and all other relevant materials, the Motion is hereby GRANTED.

IT IS HEREBY ORDERED that the following materials shall be maintained under seal:

Document	Portion(s) To Be Sealed	Basis for Sealing
Exhibit 25: Deposition of Owen Diaz and Deposition Exhibit 8, taken on May 22, 2018	Excerpts from Owen Diaz's May 22, 2018 deposition testimony and Deposition Exhibit 8.	Marked confidential pursuant to Protective Order. Dkt. 50. Exhibit 25 is also sealed because the testimony contains personnel information and workplace information about Tesla employees and contractors who are not parties to this litigation, including complaints and confidential investigations which would constitute an invasion of privacy and improperly reveal information regarding workplace investigations.

IT IS SO ORDERED.

DATED: _____

The Hon. William H. Orrick
U.S. District Court, Northern District of California